

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

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| In re Application of:                  | ) |  |
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| <b>Felix Henric Govert Ogg et al.</b>  | ) |  |
|  | ) |  |
| Serial No.: 10/598,074                 | ) | Group Art Unit: 3764                                 |
|  | ) |  |
| Filed: August 17, 2006                 | ) | Examiner: Andrew M. Tecco                            |
|  | ) |  |
| For: AUDIO INTERVAL TRAINING<br>DEVICE | ) | <b>Board of Patent Appeals and<br/>Interferences</b> |
|  | ) |  |
| Confirmation No.: 9809                 | ) |  |

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**REPLY BRIEF UNDER 37 C.F.R. § 41.41**

In response to the Examiner's Answer mailed on September 17, 2009, to the Appeal Brief filed June 23, 2009, and pursuant to 37 C.F.R. § 41.41, Appellants present this Reply Brief in the above-captioned application.

This is an appeal to the Board of Patent Appeals and Interferences from the Examiner's final rejection of claims 1-17 in the Final Office Action dated February 18, 2009. The appealed claims are set forth in the attached Claims Appendix.